

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: By **CHAIRMAN JIM KEANE**, on March 22, 2005 at 8:00 A.M., in Room 172 Capitol.

ROLL CALL

Members Present:

Rep. Jim Keane, Chairman (D)
Rep. Kathleen Galvin-Halcro, Vice Chairman (D)
Rep. Joe McKenney, Vice Chairman (R)
Rep. Elsie Arntzen (R)
Rep. Bob Bergren (D)
Rep. Tim Dowell (D)
Rep. Kevin T. Furey (D)
Rep. Dave Gallik (D)
Rep. Ralph Heinert (R)
Rep. Llew Jones (R)
Rep. Mike Jopek (D)
Rep. Harry Klock (R)
Rep. Scott Mendenhall (R)
Rep. Mike Milburn (R)
Rep. Don Roberts (R)
Rep. Wayne Stahl (R)
Rep. Dan Villa (D)

Members Excused:

Rep. Jonathan Windy Boy (D)

Members Absent: None.

Staff Present: Bart Campbell, Legislative Branch
Kyanne Kelly, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 664, 3/16/2005; HB 772,
3/16/2005; HB 373, 3/16/2005; SB
401, 3/16/2005

Executive Action: SB 401, SB 373, SB 137, HB 679, SB
265, SB 325, SB 383, SB 388

HEARING ON SB 373

Opening Statement by Sponsor:

SEN. JEFF ESSMANN (R), SD 28, opened the hearing on **SB 373**,
Revise laws for professional employer organizations and groups.
00:02:44

Proponents' Testimony:

00:07:32 Jerry Keck, Department of Labor and Industry
00:08:44 Don Reile, Better Business Systems
00:09:38 Nancy Butler, Montana State Fund

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:10:19

HEARING ON SB 401

Opening Statement by Sponsor:

SEN. JESSE LASLOVICH (D), SD 43, opened the hearing on **SB 401**,
Revise Uniform Commercial Code.
00:11:07

Proponents' Testimony:

00:19:34 Steve Turkiewicz, Montana Bankers Association
00:20:36 Joe Mazurek, Commissioners of Uniform State Laws
[EXHIBIT\(buh63a01\)](#)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:26:28

Closing by Sponsor:

00:32:36

REP. WINDY BOY entered the room.

HEARING ON HB 664

Opening Statement by Sponsor:

REP. MARY CAFERRO (D), HD 80, opened the hearing on HB 664, Economic development through individual development accounts and financial literacy.

00:34:26

Proponents' Testimony:

00:36:13 Kim Abbott, Working For Equality and Economic Liberation

EXHIBIT (buh63a02)

00:38:43 Judy Smith, homeWord

EXHIBIT (buh63a03)

00:41:33 Jill Jarman, Montana Credit Union Network

00:44:22 Steve Turkiewicz, Montana Bankers Association

00:45:18 Eric Schiedermayer, Montana Catholic Conference

00:47:49 Tara Veazey, Attorney

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

00:49:22

Closing by Sponsor:

01:00:13

EXECUTIVE ACTION ON SB 401

Motion/Vote: REP. GALLIK moved that SB 401 BE CONCURRED IN.

Motion carried unanimously by voice vote. REP. GALLIK to carry.

EXECUTIVE ACTION ON SB 373

Motion: REP. MCKENNEY moved that SB 373 BE CONCURRED IN.

Discussion:

01:24:06

Vote: Motion carried 15-3 by voice vote with REP. GALVIN-HALCRO, REP. VILLA, and REP. WINDY BOY voting no. REP. LANGE to carry.

EXECUTIVE ACTION ON SB 137

Motion: REP. GALVIN-HALCRO moved that SB 137 BE CONCURRED IN.

Discussion:

01:28:35

Vote: Motion carried 12-6 by roll call vote with REP. BERGREN, REP. GALLIK, REP. MENDENHALL, REP. MILBURN, REP. VILLA, and REP. WINDY BOY voting no. REP. STAHL to carry.

EXECUTIVE ACTION ON HB 679

Motion: REP. VILLA moved that HB 679 DO PASS.

Motion: REP. VILLA moved that HB 679 BE AMENDED.

Discussion:

01:35:51

[EXHIBIT](#)(buh63a04)

Vote: Motion failed 8-10 by voice vote with REP. DOWELL, REP. FUREY, REP. GALLIK, REP. HEINERT, REP. JONES, REP. JOPEK, REP. VILLA, and REP. WINDY BOY voting aye.

Substitute Motion/Vote: REP. HEINERT made a substitute motion that HB 679 BE TABLED. Substitute motion carried 10-6 by voice vote with REP. BERGREN, REP. DOWELL, REP. FUREY, REP. JOPEK, REP. VILLA, and REP. WINDY BOY voting no.

EXECUTIVE ACTION ON SB 265

Motion: REP. VILLA moved that SB 265 BE CONCURRED IN.

Discussion:

01:44:06

Vote: Motion carried 10-8 by roll call vote with REP. ARNTZEN, REP. HEINERT, REP. JONES, REP. KLOCK, REP. MCKENNEY, REP. MENDENHALL, REP. MILBURN, and REP. ROBERTS voting no. REP. VILLA to carry.

EXECUTIVE ACTION ON SB 325

Motion: REP. GALVIN-HALCRO moved that SB 325 BE CONCURRED IN.

Discussion:

01:47:15

Motion: REP. MCKENNEY moved that SB 325 BE AMENDED.

Discussion:

01:47:39

[EXHIBIT](#) (buh63a05)

Vote: Motion carried unanimously by voice vote.

Motion: REP. MCKENNEY moved that SB 325 BE CONCURRED IN AS AMENDED.

Discussion:

01:49:03

Vote: Motion carried 17-1 by voice vote with REP. MENDENHALL voting no. REP. VILLA to carry.

EXECUTIVE ACTION ON SB 383

Motion: REP. GALVIN-HALCRO moved that SB 383 BE CONCURRED IN.

Discussion:

01:51:51

Vote: Motion failed 9-9 by roll call vote with REP. BERGREN, REP. DOWELL, REP. FUREY, REP. GALLIK, REP. GALVIN-HALCRO, REP. JOPEK, REP. KEANE, REP. VILLA, and REP. WINDY BOY voting aye.

EXECUTIVE ACTION ON SB 388

Motion: REP. JOPEK moved that SB 388 BE CONCURRED IN.

Motion: REP. JOPEK moved that SB 388 BE AMENDED.

Discussion:

02:00:34

[EXHIBIT](#)(buh63a06)

Vote: Motion carried 16-2 by voice vote with REP. BERGREN and REP. GALLIK voting no.

Motion: REP. JOPEK moved that SB 388 BE CONCURRED IN AS AMENDED.

Discussion:

02:08:53

Vote: Motion carried 12-6 by roll call vote with REP. HEINERT, REP. KLOCK, REP. MCKENNEY, REP. MILBURN, REP. ROBERTS, and REP. VILLA voting no. REP. SONJU to carry.

HEARING ON HB 772

Opening Statement by Sponsor:

REP. TOM FACEY (D), HD 95, opened the hearing on HB 772, Pay travel expenses for catastrophically injured workers.

02:49:28

Proponents' Testimony:

02:52:33 Jerry Driscoll, AFL-CIO

Opponents' Testimony: None

Informational Testimony:

02:54:22 Jerry Keck, Department of Labor and Industry

02:54:40 Nancy Butler, Montana State Fund

Questions from Committee Members and Responses:

02:56:30

Closing by Sponsor:

03:01:34

ADJOURNMENT

Adjournment: 11:05 A.M.

REP. JIM KEANE, Chairman

KYANNE KELLY, Secretary

JK/kk

Additional Exhibits:

EXHIBIT ([buh63aad0.PDF](#))